

UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF NEW YORK

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In re:

Chapter 11

Boysin Ralph Lorick and
Cynthia Theresa Lorick,

Case No. 16-45645-NHL

Debtors.

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**FURTHER SUPPLEMENTAL STATEMENT IN SUPPORT OF APPLICATION FOR
ORDER DIRECTING DISTRIBUTION OF SALE PROCEEDS TO
WELLS FARGO BANK, N.A.**

Wells Fargo Bank, N.A., as Trustee for the registered holders of Sovereign Commercial mortgage Securities Trust, 2007-C1, Commercial Pass-Through Certificates, Series 2007-C1 (the “Lender”), a secured creditor of the above-captioned debtors (the “Debtors”), respectfully submits this supplemental statement in support of the *Application for Order Directing Distribution of Sale Proceeds to Wells Fargo Bank, N.A.* (the “Application”) [Dkt. No. 191] and respectfully states as follows:

1. The Court’s familiarity with the factual background of this case is presumed, and only pertinent facts are set forth below.¹

2. At the May 24, 2018 hearing on the Application, the Court instructed the Lender to file a separate statement regarding the Lender’s request for payment from the sale proceeds of the fees and expenses incurred by the Lender in connection with the portion of the Lender’s

¹ Further information, background, and basis for the distribution of the sale proceeds to the Lender was previously provided with the Lender’s Reply in Support of Application for Order Directing Distribution of Sale Proceeds to Wells Fargo Bank, N.A. [ECF No. 207] (the “Reply”), the Supplemental Statement in Support of Application for Order Directing Distribution of Sale Proceeds to Wells Fargo Bank, N.A. [ECF No. 227], the Second Supplemental Statement in Support of Application for Order Directing Distribution of Sale Proceeds to Wells Fargo Bank, N.A. [ECF No. 244], and the Response in Further Support of Application for Order Directing Distribution of Sale Proceeds to Wells Fargo Bank, N.A. [ECF No. 260].

claim based upon attorneys' fees and expenses charged to the Lender by Akin Gump. The Lender retained Akin Gump to advise the Lender with respect to the environmental remediation of the real property located at 3126 Coney Island Avenue, Brooklyn, New York (the "Property").² The Lender filed its supplemental statement with respect to Akin Gump fees and expenses on June 28, 2018. [ECF No. 284].

3. The Lender now supplements the Application by including invoices of its counsel, Kilpatrick Townsend & Stockton LLP ("KTS") for legal fees and expenses related to the Lender's claim against the Property and the proceeds of the sale of the Property. Attached hereto as **Exhibit A** is an updated summary of KTS's fees from February 2016 through May 2018. Attached hereto as **Exhibit B** are the invoices of KTS for services provided as the Lender's counsel for the period from March 1, 2018 through May 31, 2018, reflecting an additional 169 hours of legal services, which at a blended rate of \$475/hour equals \$80,275 in fees.³ During this same period, KTS non-travel related expenses⁴ totaled \$1,009.56.

² The Property is adjacent to the site of a former dry-cleaning facility. Upon information and belief, the former Brighton Dry Cleaners is a "Recognized Environmental Condition" and is classified by the New York Department of Environmental Protection as a "New York Brownfields" facility with confirmed contamination of soil and groundwater. On or about May 8, 2014, Terracon Consultants, Inc. prepared an environmental assessment of the subject building, and thereafter conducted additional testing, which confirmed the existence of tetrachloroethene and trichloroethene. These chemicals posed a substantial health hazard to the tenants of the Property. The Receiver engaged professionals to remediate the Property's environmental contamination. *See* Affidavit of Douglas Rosenberg in Support of Emergency Motion for Receiver to Remain in Possession [Case No. 16-43194-nhl, ECF No. 10].

³ As previously noted, the Lender has voluntarily reduced the rate at which it will seek fees to a blended rate of \$475/hour. Therefore, the Lender is seeking reimbursement of fees totaling \$80,275 for the period of March 2018 through May 2018, and reimbursement of KTS's fees for the period of February 2016 through May 2018 of \$822,272.50 (1,731.1 hours at \$475/hour).

⁴ The Lender previously agreed not to assert a claim for travel expenses incurred by KTS. The total non-travel expenses for KTS from February 2016 through May 2018 are \$26,945.75.

WHEREFORE, the Lender respectfully requests that the Court order the immediate distribution of \$849,218.25 in satisfaction of that portion of the Lender's claim attributable to the attorneys' fees and expenses of KTS as the Lender's counsel.⁵

Dated: June 28, 2018

Respectfully submitted,

/s/ Colin M. Bernardino

Colin M. Bernardino, Esq. (Ga. Bar No. 054879)
(Admitted *pro hac vice*)

KILPATRICK TOWNSEND & STOCKTON
LLP

1100 Peachtree Street, Suite 2800

Atlanta, Georgia 30309

Telephone: (404) 815-6500

Facsimile: (404) 815-6555

Email: cbernardino@kilpatricktownsend.com

and

Keith Brandofino, Esq. (NY Bar No. KB 2128)

KILPATRICK TOWNSEND & STOCKTON
LLP

31 West 52nd Street, 14th Floor

New York, New York 10019

Telephone: (212) 775-8700

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*Counsel for Wells Fargo Bank, as Trustee for the
registered holders of Sovereign Commercial
Mortgage Securities Trust, 2007-C1, Commercial
Pass-Through Certificates, Series 2007-C1*

⁵ The Lender does not waive any other amounts requested in the Application.

Exhibit A

KILPATRICK TOWNSEND & STOCKTON LLP		
BILLING SUMMARY - FEES		
PERIOD COVERED	HOURS	FEES
2/1/2016 - 2/28/2016	31.5	\$12,937.00
3/1/2016 - 3/31/2016	53.0	\$20,994.00
4/1/2016 - 4/30/2016	7.2	\$3,193.00
5/1/2016 - 5/31/2016	4.5	\$1,591.50
6/1/2016 - 6/30/2016	13.2	\$5,263.00
7/1/2016 - 7/31/2016	56.1	\$28,866.00
8/1/2016 - 8/31/2016	50.8	\$30,235.50
9/1/2016 - 9/30/2016	22.9	\$13,758.00
10/1/2016 - 10/31/2016	11.3	\$4,224.50
11/1/2016 - 11/30/2016	12.9	\$5,322.50
12/1/2016 - 12/31/2016	78.1	\$39,582.00
1/1/2017 - 1/31/2017	89.0	\$52,700.00
2/1/2017 - 2/28/2017	88.0	\$42,408.00
3/1/2017 - 3/31/2017	48.6	\$29,478.50
4/1/2017 - 4/30/2017	47.3	\$27,202.00
5/1/2017 - 5/31/2017	47.3	\$27,301.00
6/1/2017 - 6/30/2017	86.5	\$43,223.50
7/1/2017 - 7/31/2017	16.9	\$10,810.50
8/1/2017 - 8/31/2017	77.3	\$45,492.50
9/1/2017 - 9/30/2017	157.9	\$97,857.50
10/1/2017 - 10/31/2017	210.4	\$117,632.00
11/1/2017 - 11/30/2017	129.4	\$70,584.50
12/1/2017 - 12/31/2017	79.2	\$40,930.50
1/1/2018 - 1/31/2018	98.9	\$46,372.50
2/1/2018 - 2/28/2018	43.9	\$29,717.50
3/1/2018 - 3/31/2018	52.4	\$30,144.00
4/1/2018 - 4/30/2018	25.4	\$11,745.00
5/1/2018 - 5/31/2018	91.2	\$50,238.00
TOTAL	1,731.1	\$939,804.50
BLENDED FEE RATE		\$542.89

**FEES AT HOURLY
BLENDED RATE OF
\$475**

\$822,272.50

Exhibit B



Please Remit Payments Only To:

P.O. Box 945614

Atlanta, Georgia 30394

Telephone (866) 244-4934

Payments Only: accountsreceivable@kilpatricktownsend.comBilling Inquiries: financialservices-billingrequests@kilpatricktownsend.com

Fed I.D. 58-0511774

June 27, 2018

WATERSTONE ASSET MANAGEMENT, LLC
ATTN: JOHN CHURCH
3826 S. NEW HOPE ROAD
SUITE 4
GASTONIA, NC 28056

Client: 057301
Matter: 0853817
Invoice #: 12063520

RE: 3126 CONEY ISLAND AVE

For Professional Services Through March 31, 2018:

01 - Lorick Bankruptcy

<i>Date</i>	<i>Initials</i>	<i>Description</i>	<i>Hours</i>	<i>Amount</i>
03/01/2018	TMR	Client correspondence regarding legal fees and escrow to be held by receiver	0.30	120.00
03/02/2018	CMB	Review surcharge motion.	1.80	1,350.00
03/05/2018	CMB	Correspondence from and to D. McCloskey regarding [REDACTED]; telephone calls to and from K. Brandofino regarding [REDACTED] correspondence to and from J. Church regarding [REDACTED] correspondence to and from D. Dayoga regarding sale proceeds; telephone call to K. Moynihan regarding [REDACTED]	1.60	1,200.00
03/05/2018	KM	Call with C. Bernardino regarding [REDACTED]	0.30	118.50
03/05/2018	TMR	Correspondence from client regarding [REDACTED] review Debtor's Surcharge Motion; correspondence with client regarding [REDACTED]; receipt and review of minute entry from February pre-motion conference in EDNY on Choudhary matter; revise calculations of amount due and legal fees; draft revised payoff letter through next motion date;	2.50	1,000.00
03/06/2018	CMB	Telephone call to K. Brandofino regarding [REDACTED]	0.20	150.00

Amounts are calculated per entry, rounding discrepancies may occur in summaries or totals as a result of prearranged discounts.

Due and Payable upon receipt. 1% interest per month charged on balances after 30 days.

When you provide a check as payment, you authorize us either to use information from your check to make a one-time electronic fund transfer from your account or to process the payment as a check transaction.

01 - Lorick Bankruptcy

<i>Date</i>	<i>Initials</i>	<i>Description</i>	<i>Hours</i>	<i>Amount</i>
03/06/2018	TMR	Correspondence from client regarding [REDACTED]; consideration of [REDACTED]	0.30	120.00
03/07/2018	CMB	Prepare response to surcharge motion.	1.70	1,275.00
03/07/2018	KM	Review cases cited by debtors in surcharge motion (.3); prepare surcharge standards and case law for objection (.3).	0.60	237.00
03/08/2018	CMB	Review memorandum in support of motion to dismiss; correspondence regarding [REDACTED] prepare response to surcharge motion.	2.10	1,575.00
03/08/2018	TMR	Review correspondence with client regarding [REDACTED]	0.30	120.00
03/09/2018	CMB	Prepare response to surcharge motion; review correspondence from T. Reyes regarding [REDACTED] review correspondence from D. McCloskey regarding [REDACTED]	0.50	375.00
03/09/2018	TMR	Correspondence from client regarding [REDACTED]; consideration of [REDACTED]; additional revisions to proposed payoff;	1.50	600.00
03/11/2018	CMB	Prepare response to surcharge motion; review correspondence from K. Dahiya regarding surcharge exhibit.	1.90	1,425.00
03/12/2018	CMB	Prepare response to surcharge motion; telephone call to T. Reyes regarding [REDACTED]; telephone call to K. Moynihan regarding [REDACTED] correspondence to and from K. Brandofino and T. Reyes regarding [REDACTED]; prepare correspondence to J. Church and D. McCloskey regarding [REDACTED]	9.10	6,825.00
03/12/2018	KM	Review local rules regarding extension to file reply (.3); research [REDACTED] research [REDACTED]	4.20	1,659.00
03/12/2018	TMR	Research case law regarding [REDACTED] [REDACTED] correspondence with client regarding [REDACTED] review draft of Response to Surcharge Motion; consideration of [REDACTED]	4.40	1,760.00

01 - Lorick Bankruptcy

<i>Date</i>	<i>Initials</i>	<i>Description</i>	<i>Hours</i>	<i>Amount</i>
03/13/2018	CMB	Correspondence to and from K. Moynihan and K. Brandofino regarding [REDACTED]	0.00	No Charge
03/13/2018	SG	Prepare and file affidavit of service.	0.00	No Charge
03/13/2018	KM	Review filed objection.	0.30	118.50
03/14/2018	JT	Review Court's Docket Report regarding pending motions and upcoming appearances for same; docket appearances on pending motions.	0.00	No Charge
03/16/2018	CMB	Review surcharge reply brief.	0.40	300.00
03/16/2018	TMR	Consideration of [REDACTED] finalize payoff letter; correspondence with Debtor's counsel regarding payoff letter; correspondence to client regarding [REDACTED]	0.60	240.00
03/17/2018	CMB	Prepare correspondence to K. Brandofino regarding [REDACTED]; research regarding [REDACTED]; correspondence to and from K. Moynihan regarding [REDACTED]; review memorandum regarding [REDACTED]	1.60	1,200.00
03/17/2018	KM	Review debtors' reply to surcharge objection (.3); research [REDACTED]; prepare memo regarding [REDACTED]	1.90	750.50
03/20/2018	CMB	Prepare for surcharge hearing.	1.50	1,125.00
03/20/2018	SG	Correspond with the court regarding hearing.	0.00	No Charge
03/21/2018	CMB	Review Ortiz declaration; prepare for surcharge hearing.	1.60	1,200.00
03/21/2018	TMR	Review file for recent invoices for upcoming hearing;	0.60	240.00
03/22/2018	CMB	Conference with K. Moynihan regarding [REDACTED]; prepare hearing outline; travel to and from hearing; attend hearing; conference call with K. Brandofino and J. Church regarding [REDACTED]	2.40	1,800.00
03/22/2018	TMR	Review Ortiz Response to Surcharge Motion; consideration of [REDACTED]	0.60	240.00
03/23/2018	CMB	Conference call with K. Brandofino, J. Church, and D. McCloskey regarding [REDACTED]	0.40	300.00
03/23/2018	JT	Docket adjournment of status hearing and hearing on pending motions.	0.00	No Charge

01 - Lorick Bankruptcy

<i>Date</i>	<i>Initials</i>	<i>Description</i>	<i>Hours</i>	<i>Amount</i>
03/26/2018	CMB	Telephone call to K. Brandofino regarding [REDACTED] [REDACTED]	0.00	No Charge
03/26/2018	JT	Prepare schedule of upcoming appearances and deadlines related to Bankruptcy Action, including pending motions, and Choudhary Action, including briefing schedule to Motion to Dismiss.	0.30	88.50
03/27/2018	CMB	Review lift stay motion; correspondence from and to K. Brandofino [REDACTED] [REDACTED]; telephone call to K. Brandofino regarding [REDACTED]	0.30	225.00
03/27/2018	TMR	Review Motion for Relief of Stay of Wells Fargo for NJ property;	0.40	160.00
03/28/2018	CMB	Telephone call to K. Brandofino regarding [REDACTED] [REDACTED]	0.00	No Charge
		Task Subtotal	46.20	27,897.00

02 - Choudhary

<i>Date</i>	<i>Initials</i>	<i>Description</i>	<i>Hours</i>	<i>Amount</i>
03/05/2018	DVM	Receipt and review of Court's Minute Entry for proceedings held with respect to the 2/16/2018 Pre Motion Conference.	0.00	No Charge
03/08/2018	DVM	Receipt and review of Magistrate Bloom's Scheduling Order with respect to Court-scheduled 4/4/2018 discovery conference; formulation of [REDACTED] [REDACTED]	0.30	121.50
03/08/2018	JT	Review Court Order Scheduling Conference; docket Conference and exchange communication regarding same; assist in finalizing Memorandum of Law in Support of Motion to Dismiss.	0.40	118.00
03/09/2018	DVM	Shepardization of case and statutory authorities cited in brief in support of pre-answer motion to dismiss; performance of additional legal research [REDACTED] [REDACTED] continued preparation of, revision to, review of and finalization of motion papers.	3.10	1,255.50

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02 - Choudhary

<i>Date</i>	<i>Initials</i>	<i>Description</i>	<i>Hours</i>	<i>Amount</i>
03/09/2018	JT	Prepare exhibits to Declaration in Support of Motion to Dismiss; assist in finalizing all papers in support of Motion, and coordinate service of Motion upon all parties; prepare correspondence to parties enclosing Motion for Dismissal, and e-file same with Court, per Order from Judge.	2.00	590.00
03/22/2018	DVM	Analysis of [REDACTED] [REDACTED] [REDACTED] formulation of [REDACTED] [REDACTED] [REDACTED]	0.40	162.00
Task Subtotal			6.20	2,247.00
Total Fees				\$30,144.00

Task Code Summary

<i>Task Code</i>	<i>Task Description</i>	<i>Amount</i>
01	Lorick Bankruptcy	27,897.00
02	Choudhary	2,247.00
Total		\$30,144.00

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<i>Summary</i>	<i>Timekeeper Name</i>	<i>Hours</i>	<i>Rate/Hour</i>	<i>Amount</i>
CMB	Colin M. Bernardino	0.00	750.00	No Charge
CMB	Colin M. Bernardino	27.10	750.00	20,325.00
DVM	David V. Mignardi	0.00	405.00	No Charge
DVM	David V. Mignardi	3.80	405.00	1,539.00
KM	Kelly Moynihan	7.30	395.00	2,883.50
TMR	Therese M. Reyes	11.50	400.00	4,600.00
SG	Shavone Green	0.00	280.00	No Charge
JT	Joanna Turner	0.00	295.00	No Charge
JT	Joanna Turner	2.70	295.00	796.50
Totals		52.40		\$30,144.00

Other Charges:

03/12/2018	Westlaw On-Line Legal Research	20.23
03/12/2018	Westlaw On-Line Legal Research	124.27
03/14/2018	Airfare Expense of BERNARDINO/COLIN M for a trip to ATL LGA ATL on 3/20/2018 through 3/21/2018	602.31
03/17/2018	UPS from Kilpatrick Townsend LLP (Joanna Turner) to Mohammad Choudhary () in Brooklyn NY on 03/09/18 Tracking #1Z86504E0196965493	16.58
03/17/2018	UPS from Kilpatrick Townsend LLP (Joanna Turner) to Dahiya Law Offices, LLC (Karamvir Dahiya, Esq) in New York NY on 03/09/18 Tracking #1Z86504E0197136305	12.15
03/17/2018	UPS from Kilpatrick Townsend LLP (Joanna Turner) to Dahiya Law Offices, LLC (Karamvir Dahiya, Esq) in New York NY on 03/09/18 Tracking #1Z86504E0197136305	4.43
03/17/2018	Westlaw On-Line Legal Research	25.33
03/17/2018	Westlaw On-Line Legal Research	34.68
03/20/2018	Travel and Ground Transportation - Public Transit Expense of Colin Bernardino on 03/20/18 regarding Attend Lorick Hearing in New York	6.00
03/20/2018	Meals - Meals Other Expense of Colin Bernardino on 03/20/18 regarding Attend Lorick Hearing in New York	20.66
03/20/2018	Travel and Ground Transportation - Internet Expense of Colin Bernardino on 03/20/18 regarding Attend Lorick Hearing in New York	10.00
03/20/2018	Travel and Ground Transportation - Taxi/Car Service Expense of Colin Bernardino on 03/20/18 regarding Attend Lorick Hearing in New York	48.07

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Other Charges:

03/21/2018	Meals - Breakfast Expense of Colin Bernardino on 03/21/18 regarding Attend Lorick Hearing in New York	3.85
03/21/2018	Meals - Lunch Expense of Colin Bernardino on 03/21/18 regarding Attend Lorick Hearing in New York	10.49
03/21/2018	Meals - Dinner Expense of Colin Bernardino on 03/21/18 regarding Attend Lorick Hearing in New York	46.94
03/21/2018	Airfare fee for Colin Bernardino	27.00
03/22/2018	Meals - Breakfast Expense of Colin Bernardino on 03/22/18 regarding Attend Lorick Hearing in New York	13.19
03/23/2018	Hotel Expense of Colin Bernardino on 03/20/2018 - 03/23/2018 to New York, NY regarding Attend Lorick Hearing in New York	840.66
03/23/2018	Travel and Ground Transportation - Taxi/Car Service Expense of Colin Bernardino on 03/23/18 regarding Attend Lorick Hearing in New York	44.46
03/23/2018	Travel and Ground Transportation - Internet Expense of Colin Bernardino on 03/23/18 regarding Attend Lorick Hearing in New York	10.00
03/23/2018	Travel and Ground Transportation - Taxi/Car Service Expense of Colin Bernardino on 03/23/18 regarding Attend Lorick Hearing in New York	40.80
	Document Reproduction	26.10
	PACER charges for January 2018(Matter number '0838518' is closed)	143.60
Total Other Charges		\$2,131.80

TOTAL AMOUNT DUE THIS INVOICE**\$32,275.80**



Please Remit Payments Only To:

P.O. Box 945614

Atlanta, Georgia 30394

Telephone (866) 244-4934

Payments Only: accountsreceivable@kilpatricktownsend.com

Billing Inquiries: financialservices-billingrequests@kilpatricktownsend.com

Fed I.D. 58-0511774

June 27, 2018

WATERSTONE ASSET MANAGEMENT, LLC
ATTN: JOHN CHURCH
3826 S. NEW HOPE ROAD
SUITE 4
GASTONIA, NC 28056

Client: 057301
Matter: 0853817
Invoice #: 12063549

RE: 3126 CONEY ISLAND AVE

For Professional Services Through April 30, 2018:

01 - Lorick Bankruptcy

<i>Date</i>	<i>Initials</i>	<i>Description</i>	<i>Hours</i>	<i>Amount</i>
04/02/2018	CMB	Review lift stay motion; correspondence from K. Brandofino regarding [REDACTED].	0.20	150.00
04/02/2018	TMR	Review Order on Macron fees	0.30	120.00
04/03/2018	CMB	Telephone call from K. Brandofino regarding [REDACTED]; prepare correspondence to N. Khodorovsky regarding conversion.	0.60	450.00
04/04/2018	CMB	Telephone call from K. Brandofino regarding [REDACTED] correspondence regarding [REDACTED]	0.50	375.00
04/06/2018	SG	Prepare fee and expenses charts.	3.40	952.00
04/09/2018	CMB	Prepare supplemental statement regarding fees.	3.70	2,775.00
04/10/2018	SG	Prepare and file certificate of service.	0.00	No Charge
04/23/2018	JT	Confirm hearing on Motion for Relief from Stay and docket same; exchange communication regarding same.	0.00	No Charge

Amounts are calculated per entry, rounding discrepancies may occur in summaries or totals as a result of prearranged discounts.

Due and Payable upon receipt. 1% interest per month charged on balances after 30 days.

When you provide a check as payment, you authorize us either to use information from your check to make a one-time electronic fund transfer from your account or to process the payment as a check transaction.

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01 - Lorick Bankruptcy

<i>Date</i>	<i>Initials</i>	<i>Description</i>	<i>Hours</i>	<i>Amount</i>
04/25/2018	CMB	Review status; telephone calls to and from K. Moynihan regarding [REDACTED] telephone call to K. Brandofino regarding [REDACTED] review response to stay relief and correspondence from and to K. Moynihan regarding [REDACTED]	0.70	525.00
04/25/2018	TMR	Review Lift Stay Motion for appearance; consideration of [REDACTED]	0.60	240.00
04/26/2018	CMB	Correspondence regarding [REDACTED] telephone call to K. Brandofino regarding [REDACTED]	0.30	225.00
04/26/2018	KM	Travel to/from and attend hearing on motion for relief from stay (3.1); prepare analysis [REDACTED]	4.60	1,817.00
04/26/2018	TMR	Consideration of [REDACTED]	0.50	200.00
Task Subtotal			15.40	7,829.00

02 - Choudhary

<i>Date</i>	<i>Initials</i>	<i>Description</i>	<i>Hours</i>	<i>Amount</i>
04/02/2018	DVM	Review Justice Bloom's 3/6/18 Scheduling Order as well as her Part Rules to determine whether a discovery conference may potentially be adjourned and the manner to go about doing so; telephone call made to and voice message left for Plaintiff. Mohammad Choudhary, to inquire into his amenability for same; preparation of follow-up e-mail to Mr. Choudhary.	0.40	162.00
04/03/2018	DVM	Preparation of letter to Magistrate Justice Bloom regarding our efforts to confer with Plaintiff about a potential adjournment and our non-receipt of any response from Plaintiff; review of case docket, pleadings, our motion to dismiss papers and all orders entered to date in Choudhary v Bernardino, et al matter in preparation for tomorrow's discovery conference.	1.70	688.50
04/03/2018	TMR	Choudhary - review letter motion to adjourn conference	0.20	80.00
04/03/2018	JT	Prepare litigation binder in advance of appearance at discovery conference.	0.50	147.50
04/03/2018	JT	E-file letter motion to Judge Bloom requesting adjournment of Discovery Conference.	0.30	88.50

02 - Choudhary

<i>Date</i>	<i>Initials</i>	<i>Description</i>	<i>Hours</i>	<i>Amount</i>
04/04/2018	DVM	Appearance at the United States District Court, Eastern District of New York, for a discovery conference before Honorable Lois Bloom, U.S.M.J.; preparation of e-mail report as to the [REDACTED]	4.60	1,863.00
04/04/2018	TMR	Choudhary - review order denying motion to adjourn conference	0.20	80.00
04/05/2018	DVM	Receipt and review of Magistrate Judge Lois Bloom's Scheduling Order dated April 5, 2018.	0.00	No Charge
04/26/2018	JT	Confirm adjourned date of Discovery Conference and circulate correspondence regarding same; update litigation binder in preparation for appearance.	0.40	118.00
04/27/2018	JT	Review case docket report in Choudhary matter regarding any request for adjournment of Conference; circulate communication regarding same.	0.00	No Charge
04/30/2018	DVM	Formulation of [REDACTED]; review and analysis of updated case docket, pleadings, our motion to dismiss papers and all orders entered to date in Choudhary v Bernardino, et al matter in preparation for tomorrow's discovery conference.	1.70	688.50
Task Subtotal			10.00	3,916.00
Total Fees				\$11,745.00

Task Code Summary

<i>Task Code</i>	<i>Task Description</i>	<i>Amount</i>
01	Lorick Bankruptcy	7,829.00
02	Choudhary	3,916.00
Total		\$11,745.00

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<i>Summary</i>	<i>Timekeeper Name</i>	<i>Hours</i>	<i>Rate/Hour</i>	<i>Amount</i>
CMB	Colin M. Bernardino	6.00	750.00	4,500.00
DVM	David V. Mignardi	0.00	405.00	No Charge
DVM	David V. Mignardi	8.40	405.00	3,402.00
KM	Kelly Moynihan	4.60	395.00	1,817.00
TMR	Therese M. Reyes	1.80	400.00	720.00
SG	Shavone Green	0.00	280.00	No Charge
SG	Shavone Green	3.40	280.00	952.00
JT	Joanna Turner	0.00	295.00	No Charge
JT	Joanna Turner	1.20	295.00	354.00
Totals		25.40		\$11,745.00

Other Charges:

04/04/2018	Travel and Ground Transportation - Public Transit Expense of David Mignardi on 04/04/18 regarding Subway to/from Court	5.50
	Document Reproduction	0.15
	PACER charges for March 2018	66.10
Total Other Charges		\$71.75

TOTAL AMOUNT DUE THIS INVOICE**\$11,816.75**



ATTORNEYS AT LAW

Please Remit Payments Only To:

P.O. Box 945614

Atlanta, Georgia 30394

Telephone (866) 244-4934

Payments Only: accountsreceivable@kilpatricktownsend.comBilling Inquiries: financialservices-billingrequests@kilpatricktownsend.com

Fed I.D. 58-0511774

June 27, 2018

WATERSTONE ASSET MANAGEMENT, LLC
 ATTN: JOHN CHURCH
 3826 S. NEW HOPE ROAD
 SUITE 4
 GASTONIA, NC 28056

Client: 057301
 Matter: 0853817
 Invoice #: 12063568

RE: 3126 CONEY ISLAND AVE

For Professional Services Through May 31, 2018:

01 - Lorick Bankruptcy

<i>Date</i>	<i>Initials</i>	<i>Description</i>	<i>Hours</i>	<i>Amount</i>
05/01/2018	JT	Prepare litigation binder in advance of appearance.	0.00	No Charge
05/02/2018	TMR	Review Ortiz Fee Application	0.40	160.00
05/03/2018	CMB	Review [REDACTED]	0.00	No Charge
05/04/2018	TMR	Begin review and analysis of [REDACTED] [REDACTED]	3.00	1,200.00
05/07/2018	CMB	Review request for extension.	0.00	No Charge
05/07/2018	TMR	Review invoices for amounts due on legal fees for various stages of litigation;	3.10	1,240.00
05/08/2018	CMB	Telephone call from N. Khodorovsky regarding motion to convert; telephone call to K. Brandofino regarding [REDACTED]; prepare correspondence to K. Brandofino regarding [REDACTED] [REDACTED]	0.90	675.00
05/08/2018	KB	Review and revision of correspondence to clients regarding [REDACTED] Consideration of [REDACTED]	0.70	528.50
05/08/2018	TMR	Review of judgment and allocation of amounts due.	2.90	1,160.00

Amounts are calculated per entry, rounding discrepancies may occur in summaries or totals as a result of prearranged discounts.

Due and Payable upon receipt. 1% interest per month charged on balances after 30 days.

When you provide a check as payment, you authorize us either to use information from your check to make a one-time electronic fund transfer from your account or to process the payment as a check transaction.

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01 - Lorick Bankruptcy

<i>Date</i>	<i>Initials</i>	<i>Description</i>	<i>Hours</i>	<i>Amount</i>
05/09/2018	CMB	Conference call with J. Church and K. Brandofino regarding [REDACTED]; telephone call to K. Brandofino regarding [REDACTED]; prepare opposition to Lorick extension request and coordinate filing of same; correspondence from and to K. Dahiya regarding engagement letter.	2.30	1,725.00
05/09/2018	KB	Review and revision of letter to judge Lord rejecting debtors' request for adjournment. Attention to debtors' request for engagement letter.	0.80	604.00
05/09/2018	TMR	Multiple correspondence with client regarding [REDACTED]; review Motion to Convert and request for extension; review letter to Judge Lord regarding request for extension	0.60	240.00
05/09/2018	JT	File by ECF Letter Objection to request for Extension of Time; coordinate service upon all parties.	0.40	118.00
05/10/2018	CMB	Telephone call from N. Kardarovsky regarding Choudhary litigation; prepare correspondence to K. Brandofino regarding [REDACTED]	0.40	300.00
05/11/2018	CMB	Review stay relief motion.	0.30	225.00
05/11/2018	KB	Review of motion for relief from stay. Consideration of [REDACTED]	0.40	302.00
05/11/2018	JT	Review bankruptcy docket schedule report and circulate correspondence regarding upcoming Status Hearing and Hearing on pending motions; review hearing scheduling on Trustee's motion to convert case from chapter 11 to 7, and circulate correspondence regarding same; docket hearing.	0.50	147.50
05/14/2018	CMB	Telephone call to K. Brandofino regarding [REDACTED]	0.00	No Charge
05/14/2018	JT	Review and circulate Justice Bloom's Order regarding scheduling of Conference in Choudhary matter; docket conference.	0.20	59.00
05/16/2018	CMB	Telephone call to K. Brandofino regarding [REDACTED]	0.00	No Charge

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01 - Lorick Bankruptcy

<i>Date</i>	<i>Initials</i>	<i>Description</i>	<i>Hours</i>	<i>Amount</i>
05/16/2018	TMR	(Lorick) Review Motion to Lift Stay against Receiver for PI Action; review proposed settlement letter; calculate revised amount due; review invoices for legal fees since January 1, 2018 for allocation of fees between choudhary and lorick matters.	2.40	960.00
05/16/2018	JT	Review Court deadlines regarding deadline to file objection, hearing date and date of presentment of Order, related to Motion for Relief from Automatic Stay in bankruptcy action; docket all deadlines, and circulate correspondence regarding same.	0.30	88.50
05/17/2018	CMB	Correspondence from and to K. Brandofino regarding [REDACTED]	0.00	No Charge
05/17/2018	KB	Review and revision of settlement proposal to debtors' counsel. Correspondence with Mr. Church regarding [REDACTED]	1.10	830.50
05/17/2018	TMR	Review revisions to settlement letter to Borrower's counsel;	0.70	280.00
05/18/2018	CMB	Review Lorick pleadings.	0.90	675.00
05/18/2018	KB	Review and revision of payoff calculation and payoff letter. Consideration of [REDACTED] [REDACTED] Review of reply filed by debtors in connection with surcharge motion. Consideration of [REDACTED]	2.10	1,585.50
05/18/2018	KM	Consideration of [REDACTED] [REDACTED]	0.50	197.50
05/20/2018	KM	Review debtors' further affirmation regarding surcharge (1.0); review debtors' opposition to lender's fees (1.2); review UST's motion to convert (.2); start draft of response to debtor's further affirmation regarding surcharge (.7); start draft of response to debtors' objection to lender's fees (.5); research on [REDACTED]	5.50	2,172.50
05/21/2018	CMB	Telephone call and correspondence from and to K. Moynihan regarding [REDACTED] [REDACTED], telephone call and correspondence from and to K. Brandofino regarding [REDACTED] review and revise response to surcharge request.	0.90	675.00
05/21/2018	KB	Consideration of [REDACTED]	0.90	679.50

01 - Lorick Bankruptcy

<i>Date</i>	<i>Initials</i>	<i>Description</i>	<i>Hours</i>	<i>Amount</i>
05/21/2018	KM	Call with C. Bernardino regarding [REDACTED] research regarding [REDACTED] (2.1); correspondence with C. Bernardino regarding [REDACTED]; calculate new fees based on voluntary reduction (.3); email to C. Bernardino regarding [REDACTED] (.1); research regarding [REDACTED] (1.7); continue draft of response to debtors' surcharge affirmation (2.8); continue draft of response to debtors' opposition to lender's fees (4.2); email to C. Bernardino regarding [REDACTED]	11.90	4,700.50
05/21/2018	TMR	Receipt and review of Debtor's response to Lender's fee application; consideration of [REDACTED]	0.60	240.00
05/22/2018	CMB	Revise response to supplemental surcharge affirmation; revise response in support of application for payment.	1.50	1,125.00
05/22/2018	KB	Review and revision of reply papers in connection with debtors' challenge to amount due.	1.10	830.50
05/22/2018	KM	Revise response in support of payment of fees to include argument regarding Akin Gump's fees (.8); revisions to surcharge response (.9).	1.70	671.50
05/22/2018	TMR	Revise calculations of amount due through 5/24/18 and breakdown of legal fees by category.	1.70	680.00
05/23/2018	CMB	Revise response in support of application for payment; telephone call and conference with K. Moynihan regarding [REDACTED] [REDACTED] prepare correspondence to J. Church regarding [REDACTED] telephone call from J. Church regarding [REDACTED]; prepare for hearing.	3.80	2,850.00
05/23/2018	KB	Review of correspondence filed by Mr. Ortiz challenging allegations asserted by debtors. Consideration of [REDACTED]. Correspondence with counsel regarding the same.	0.80	604.00
05/23/2018	KM	Call with C. Bernardino regarding [REDACTED]; research regarding [REDACTED] (1.3); revise response in support of fees and expenses (1.2).	2.70	1,066.50
05/23/2018	JT	Confirm Hearing on Motion for Relief from Automatic Stay; prepare and circulate communication regarding same.	0.10	29.50

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01 - Lorick Bankruptcy

<i>Date</i>	<i>Initials</i>	<i>Description</i>	<i>Hours</i>	<i>Amount</i>
05/24/2018	CMB	Prepare for hearing; conference with J. Church regarding [REDACTED]; travel to hearing; attend hearing; participate in settlement discussions; telephone call to K. Moynihan regarding [REDACTED]; correspondence from and to K. Brandofino regarding [REDACTED]	6.20	4,650.00
05/24/2018	KB	Prepare for oral argument on Debtors' motion to surcharge lender. Attendance at oral argument. Consideration of [REDACTED].	4.20	3,171.00
05/24/2018	TMR	Review prior payoff and update calculation of amount due to current date; consideration of [REDACTED]; [REDACTED], prepare revised payoff letter;	3.70	1,480.00
05/24/2018	JT	Assist in preparation for hearing on pending motions; exchange communication and retrieve documents regarding valuation of property.	1.20	354.00
05/25/2018	CMB	Consideration [REDACTED] (.3).	0.30	225.00
05/26/2018	CMB	Prepare memorandum to D. McCloskey regarding [REDACTED]	0.70	525.00
05/30/2018	KB	Telephone conference with Mr. Church regarding [REDACTED]; [REDACTED] Review of computation of amount due.	0.60	453.00
05/30/2018	TMR	Prepare revised calculation of amount due with blended rate and credit for amounts paid.	1.10	440.00
Task Subtotal			76.10	40,923.50

02 - Choudhary

<i>Date</i>	<i>Initials</i>	<i>Description</i>	<i>Hours</i>	<i>Amount</i>
05/01/2018	KB	Prepare for and attend case management conference. Correspondence with Mr. Church regarding [REDACTED]. Consideration of [REDACTED]. Correspondence with clients [REDACTED].	3.10	2,340.50

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02 - Choudhary

<i>Date</i>	<i>Initials</i>	<i>Description</i>	<i>Hours</i>	<i>Amount</i>
05/01/2018	DVM	Continued preparation for this afternoon's discovery conference appearance; appearance at the USDC, EDNY, before the Honorable Lois Bloom, USMJ, for the discovery conference and return date of Court's sua sponte order to show cause.	2.60	1,053.00
05/01/2018	FW	Attend discovery conference	2.70	2,497.50
05/03/2018	KB	Review if sua sponte order issued by Judge Bloom. Consideration of [REDACTED]. Correspondence with clients regarding [REDACTED]	0.60	453.00
05/03/2018	DVM	Receipt and review of Minute Entry for proceedings held before Magistrate Judge Lois Bloom: Status Conference held on 5/1/2018; Receipt and review of Judge Bloom's sua sponte Report and Recommendation for Dismissal; formulation of [REDACTED]	0.50	202.50
05/07/2018	DVM	Performance of legal research [REDACTED] analysis of [REDACTED] preparation of letter brief in support of Magistrate Judge Bloom's report and [REDACTED]	1.70	688.50
05/09/2018	KB	Review of correspondence from Mr. Choudhary regarding explanation for failing to appear at case management conference. Correspondence with Ms. Dixon regarding [REDACTED].	0.40	302.00
05/09/2018	DVM	Receipt, review and analysis of Plaintiff's objection to Judge Bloom's report and recommendation; formulation of [REDACTED]	0.40	162.00
05/09/2018	TMR	Review Plaintiff's Response to sua sponte report;	0.40	160.00
05/14/2018	DVM	Receipt, review and analysis of Magistrate Justice Bloom's withdrawal of her report and recommendation and scheduling discovery conference for June 28th.	0.20	81.00
05/16/2018	KB	Review of letter motion submitted by Mr. Choudhary regarding request to extend time to answer. Consideration of [REDACTED]	0.60	453.00

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02 - Choudhary

<i>Date</i>	<i>Initials</i>	<i>Description</i>	<i>Hours</i>	<i>Amount</i>
05/16/2018	DVM	Receipt, review and analysis of Plaintiff's letter motion for an extension of time to file opposition to our pre-answer motion to dismiss; formulation of [REDACTED] receipt and review of Judge Kuntz' Order granting Plaintiff's letter motion; preparation of letter to Judge Kuntz requesting clarification as to the updated briefing schedule on Defendants' pre-answer motion to dismiss.	0.80	324.00
05/16/2018	TMR	Review Choudhary prayer for extension of time to respond to motion.	0.20	80.00
05/24/2018	KB	Review of order from Judge Kuntz on time for Mr. Choudhary to respond.	0.20	151.00
05/31/2018	KB	Review and revision of correspondence to Judge Kuntz regarding briefing schedule.	0.30	226.50
05/31/2018	DVM	Revision to, reworking of and finalization of letter to Judge Kuntz for clarification as to remaining briefing schedule for Defendants' motion to dismiss.	0.20	81.00
05/31/2018	JT	File letter to Court requesting clarification on briefing schedule; circulate filed correspondence.	0.20	59.00
Task Subtotal			15.10	9,314.50
Total Fees				\$50,238.00

Task Code Summary

<i>Task Code</i>	<i>Task Description</i>	<i>Amount</i>
01	Lorick Bankruptcy	40,923.50
02	Choudhary	9,314.50
Total		\$50,238.00

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<i>Summary</i>	<i>Timekeeper Name</i>	<i>Hours</i>	<i>Rate/Hour</i>	<i>Amount</i>
CMB	Colin M. Bernardino	0.00	750.00	No Charge
CMB	Colin M. Bernardino	18.20	750.00	13,650.00
KB	Keith Brandofino	17.90	755.00	13,514.50
FW	Frederick Whitmer	2.70	925.00	2,497.50
DVM	David V. Mignardi	6.40	405.00	2,592.00
KM	Kelly Moynihan	22.30	395.00	8,808.50
TMR	Therese M. Reyes	20.80	400.00	8,320.00
JT	Joanna Turner	0.00	295.00	No Charge
JT	Joanna Turner	2.90	295.00	855.50
Totals		91.20		\$50,238.00

Other Charges:

05/01/2018	Travel and Ground Transportation - Public Transit Expense of David Mignardi on 05/01/18 regarding Subway to/from Court	5.50
05/20/2018	Westlaw On-Line Legal Research	95.37
05/21/2018	Westlaw On-Line Legal Research	219.64
05/23/2018	Westlaw On-Line Legal Research	60.69
05/23/2018	Airfare Expense of Colin Bernardino on 05/23/2018 - 05/24/2018 to New York, NY regarding Attend Lorick Hearing in New York	705.40
05/23/2018	Meals - Meals Other Expense of Colin Bernardino on 05/23/18 regarding Attend Lorick Hearing in New York	6.51
05/23/2018	Travel and Ground Transportation - Taxi/Car Service Expense of Colin Bernardino on 05/23/18 regarding Attend Lorick Hearing in New York	51.66
05/23/2018	Meals - Dinner Expense of Colin Bernardino on 05/23/18 regarding Attend Lorick Hearing in New York	15.92
05/23/2018	Travel and Ground Transportation - Internet Expense of Colin Bernardino on 05/23/18 regarding Attend Lorick Hearing in New York	17.00
05/24/2018	Meals - Breakfast Expense of Colin Bernardino on 05/24/18 regarding Attend Lorick Hearing in New York	14.22
05/24/2018	Hotel Expense of Colin Bernardino on 05/23/2018 - 05/24/2018 to New York, NY regarding Attend Lorick Hearing in New York	321.35
05/24/2018	Travel and Ground Transportation - Taxi/Car Service Expense of Colin Bernardino on 05/24/18 regarding Attend Lorick Hearing in New York	51.62

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Other Charges:

05/24/2018	Meals - Meals Other Expense of Colin Bernardino on 05/24/18 regarding Attend Lorick Hearing in New York	13.51
05/24/2018	Travel and Ground Transportation - Parking Expense of Colin Bernardino on 05/24/18 regarding Attend Lorick Hearing in New York	38.00
05/24/2018	Travel and Ground Transportation - Internet Expense of Colin Bernardino on 05/24/18 regarding Attend Lorick Hearing in New York	10.00
	Long Distance Charges Soundpath; Conference Call; 04/13/18 - 05/12/18	2.29
	Document Reproduction	96.15
	PACER charges for April 2018	50.80
Total Other Charges		\$1,775.63

TOTAL AMOUNT DUE THIS INVOICE**\$52,013.63**